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Attorneys for Defendant and Counterclaimant
INNOVATIVE ROBOTICS SYSTEMS, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

GENMARK AUTOMATION, INC., a
California corporation,

Plaintiff, Counterdefendant,

v.

INNOVATIVE ROBOTICS SYSTEMS, INC.,
a California corporation,

Defendant, Counterclaimant.

CASE NO. 05-cv-04707 PJH

**STIPULATION FOR ORDER
CONTINUING CASE MANAGEMENT
CONFERENCE FOR 30 DAYS**

Local Rules 6-2 and 7-12

Hon. Phyllis J. Hamilton

Plaintiff, Genmark Automation, Inc. (“Genmark”) and Defendant, Innovative Robotics Systems, Inc., (“IRSI”) (Genmark and IRSI are collectively “the Parties”) hereby stipulate and agree to seek an order continuing the Case Management Conference which has been set by the Court to occur on December 2, 2010 by the Court’s Order dated October 19, 2010 (Docket Item No. 126). The facts supporting this Stipulation are in the Declaration of James C. Yoon filed herewith and which is Exhibit A hereto (“Yoon Decl.”).

1 Plaintiff and Defendant request the continuation of this case management conference in
 2 order to have additional time to pursue settlement discussions and to prepare settlement
 3 documentation. *See* Yoon Decl. ¶ 3. Settlement work has progressed since the filing of the last
 4 stipulated request for an order continuing the case management conference on October 14, 2010.
 5 During the last month, the Parties have met and conferred frequently regarding settlement, and
 6 have come to agreement on most material terms. They are now in the process of finalizing
 7 settlement documents. *See* Yoon Decl. ¶ 3.

8 The Parties request a further thirty day extension or continuation of the case management
 9 conference to facilitate their efforts to resolve this case without additional litigation. *See* Yoon
 10 Decl. ¶ 3.

11 WHEREFORE, Plaintiff, Genmark Automation, Inc., and Defendant, Innovative
 12 Robotics, Inc., stipulate and agree that the Case Management Conference should be continued to
 13 a date that is at least 30 days after December 2, 2010, which will allow the Parties an additional
 14 39 days to seek a final settlement of the case. The case management conference is continued to
 15 January 6, 2011 at 2:00 p.m.

16 Respectfully Submitted,

17 Dated: November 23, 2010

McPharlin Sprinkles & Thomas LLP

18 By: /s/ Robert E. Camors, Jr.
 19 Robert E. Camors, Jr.
 20 Attorneys for Plaintiff
 Genmark Automation, Inc.

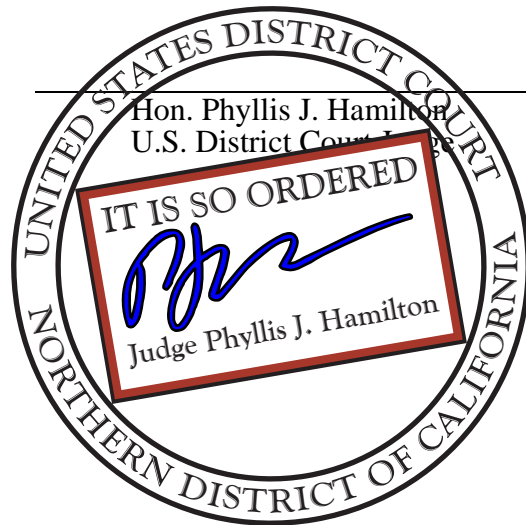
21 Dated: November 23, 2010

Wilson Sonsini Goodrich & Rosati

22 By: /s/ James C. Yoon
 23 James C. Yoon
 24 Attorneys for Defendant
 Innovative Robotics Systems, Inc.

PURSUANT TO STIPULATION, IT IS SO ORDERED

Dated: November 29, 2010



CERTIFICATE OF CONFERENCE

I hereby certify that counsel for Plaintiff and Defendant conferred on the 23rd day of November, 2010, and that this stipulation was signed by the attorneys whose names appear above.

Dated: November 23, 2010

/s/ James C. Yoon

James C. Yoon
Attorneys for Defendant
Innovative Robotics Systems, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on this 23rd day of November, 2010, a copy of the foregoing was filed electronically through the Court's CM/ECF system, with notice of case activity automatically generated and sent electronically to all parties.

/s/ James C. Yoon
James C. Yoon

Exhibit A

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**DECLARATION OF JAMES C. YOON IN
SUPPORT OF STIPULATION FOR
ORDER CONTINUING CASE
MANAGEMENT CONFERENCE FOR 30
DAYS**

1 I, James C. Yoon, Jr., declare:

2 1. I am counsel of record for defendant Innovative Robotics Systems, Inc. ("IRSI").
3 I have personal knowledge of the matters stated herein and, if called as a witness, I could and
4 would testify competently thereto.

5 2. I make this declaration in support of the Stipulation for Order Continuing Case
6 Management Conference for 30 Days, which is concurrently being filed herewith.

7 3. Since the filing of the Stipulation for Order Continuing Case Management
8 Conference on October 14, 2010, and the Court's order of October 19, 2010 continuing the Case
9 Management Conference to December 2, 2010, the parties have met and conferred frequently to
10 discuss the material terms of the settlement agreement. The parties have now come to agreement
11 as to most material terms, and are in the process of finalizing the settlement documents. In view
12 of the fact that active settlement negotiations are still occurring, Mr. Robert Camors, counsel of
13 record for plaintiff Genmark, and I think that it continues to be in the interests of justice,
14 especially as between these two parties, to seek an order from the Court to defer the Court-
15 ordered December 2, 2010 Case Management Conference for another thirty days. We are of the
16 view that this settlement process is still continuing to move forward.

17 In the past, there have been three continuances sought and granted for this Case
18 Management Conference. The case has been on Court-ordered stay commencing on November
19 3, 2006 until the present. The case was filed on November 16, 2005.

20 I declare under penalty of perjury under the laws of the United States that the foregoing is
21 true and correct and that his declaration was signed in Palo Alto, California

22 Dated: November 23, 2010

23 /s/ James C. Yoon
James C. Yoon